

City of Kingsville, Texas

**AMENDED
AGENDA
CITY COMMISSION
MONDAY, NOVEMBER 13, 2023
REGULAR MEETING
CITY HALL
HELEN KLEBERG GROVES COMMUNITY ROOM
400 WEST KING AVENUE
5:00 P.M.**

Live Videostream: <https://www.facebook.com/cityofkingsvilletx>

I. Preliminary Proceedings.

OPEN MEETING

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

MINUTES OF PREVIOUS MEETING(S)

Regular Meeting – October 23, 2023

Special Meeting – November 1, 2023

APPROVED BY:

Mark McLaughlin
Mark McLaughlin
City Manager

II. Public Hearing - (Required by Law).¹

None.

III. Reports from Commission & Staff.²

“At this time, the City Commission and Staff will report/update on all committee assignments which may include but is not limited to the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, Proposed Development Report; Accounting & Finance – Financial Services - Information, Investment Report, Quarterly Budget Report, Monthly Financial Reports; Police & Fire Department – Grant Update, Police & Fire Reports; Street Updates; Public Works-Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Hotel Occupancy Report, Quiet Zone, Proclamations, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Water And Wastewater Rate Study Presentation. No formal action can be taken on these items at this time.”

IV. Public Comment on Agenda Items.³

1. Comments on all agenda and non-agenda items.

V.

Consent Agenda

Notice to the Public

The following items are of a routine or administrative nature. The Commission has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

CONSENT MOTIONS, RESOLUTIONS, ORDINANCES AND ORDINANCES FROM PREVIOUS MEETINGS:

(At this point the Commission will vote on all motions, resolutions, and ordinances not removed for individual consideration)

1. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter III-Administration, Article 3-Departments, Boards, & Commissions, by adopting Sections 3-3-160 through 3-3-170, providing for creation of a Tree Board, duties, prohibitions, recommendations, and education. (Parks Director).
2. Motion to approve final passage of an ordinance amending the Fiscal Year 2023-2024 Budget to appropriate funding for the Water Meter Carry Over Project. (Finance Director).
3. Motion to approve final passage of an ordinance amending the Fiscal Year 2023-2024 Budget to appropriate funding for the purchase orders rolled forward from the prior Fiscal Year. (Finance Director).
4. Motion to approve final passage of an ordinance amending the Fiscal Year 2023-2024 Budget to appropriate funding for the additional expenditures on the Tourism Video Signage Carry-Over Project. (Tourism Director).
5. Motion to approve final passage of an ordinance amending the Fiscal 2023-2024 Budget to appropriate funding for the Police Department technology infrastructure. (network improvements ARP funds). (IT Director).
6. Motion to approve final passage of an ordinance amending the Fiscal 2023-2024 Budget to appropriate funding for the purchase of golf equipment and course improvements. (Parks Director).
7. Motion to approve final passage of an ordinance amending the Fiscal 2023-2024 Budget to appropriate funding for the ARP funded Parks projects roll forward from the prior fiscal year. (Parks Director).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. **Items for consideration by Commissioners.**⁴

8. Consider a resolution casting the City of Kingsville's votes to candidate Crispin Trevino for election to the Board of Directors of the Kleberg County Appraisal District. (City Attorney).
9. Consider a resolution by the City of Kingsville, Texas authorizing and approving membership in the Cities Served By Centerpoint Gas (Cities) for the purpose of protecting the interest of the City and its citizens with respect to Centerpoint matters; further suspending the December 4, 2023 effective date of the Statement of Intent of Centerpoint

Energy Resources Corp., D/B/A Centerpoint Energy Entex and Centerpoint Energy Texas Gas to change rates in the Texas division; to permit the City time to study the request and to establish reasonable rates; finding that the City's reasonable rate case expenses shall be reimbursed by the company; authorizing participation with the Cities Served By Centerpoint Gas; hiring legal and consulting services to negotiate with the company and direct any necessary litigation and appeals; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel. (City Attorney).

10. Consider introduction of an ordinance amending the Fiscal Year 2023-2024 Budget to appropriate funding for the purchase orders rolled forward from the prior fiscal year. (Finance Director).

11. Consider introduction of an ordinance amending the Fiscal Year 2023-2024 Budget to appropriate funding for the CO Series 2023A bond issue. (Finance Director).

12. Consider accepting donations for Parks Department Healthy Family Events. (Parks Director).

13. Consider introduction of an ordinance amending the Fiscal Year 2023-2024 Budget to accept and expend donations from sponsors of the Park Healthy Family Events. (Parks Director).

14. Consider authorizing the use of ARP Funding for the fire station design fees. (proposed fire station #3). (Purchasing Manager).

15. Consider introduction of an ordinance amending the Fiscal Year 2023-2024 Budget to appropriate additional ARP funding for the fire station design fees. (Purchasing Manager).

16. Consider a resolution authorizing the City Manager/Mayor to enter into a Standard Form Agreement between Owner (City of Kingsville) and Architect (Brown Reynolds Watford Architects, Inc.) for Fire Station No.3. (Purchasing Manager).

17. Consider authorizing use of ARP Funds to purchase stock water meters and apparatus for the Utility Billing Department. (Purchasing Manager).

18. Consider authorizing purchase of stock water meters and apparatus via DIR purchasing cooperative, as per staff recommendation. (Purchasing Manager).

19. Consider authorizing purchase of Police Vehicle (F-150 Responder Truck) from Silsbee Ford via TIPS purchasing cooperative, as per staff recommendation. (Stonegarden Grant funds & Ch 59 Funds). (Purchasing Manager).

20. Consider introduction of an ordinance amending the Fiscal Year 2023-2024 Budget to appropriate funding for a Stonegarden Grant awarded Police Vehicle purchase. (Purchasing Manager).

21. Consider authorizing purchase of Double Drum Steel Wheel Roller for Street Department from Nueces Power Equipment via BuyBoard purchasing cooperative, as per staff recommendation. (CO2023A). (Purchasing Manager).

22. Consider authorizing purchase of Excavator for Landfill Department from Doggett Heavy Machinery Service LLC via Sourcewell purchasing cooperative, as per staff recommendation. (CO2023A). (Purchasing Manager).

23. Consider authorizing purchase of Waste Handler Dozer for Landfill Department from Doggett Heavy Machinery Service LLC via Sourcewell purchasing cooperative, as per staff recommendation. (CO2023A). (Purchasing Manager).

24. Consider a resolution authorizing City Manager to execute a Contract for Services with Andale Construction, Inc. for repairs to part of Kleberg Ave. and part of 8th Street. (awarded 10/23/23). (Purchasing Manager).
25. Consider introduction of an ordinance amending the Fiscal Year 2023-2024 Budget to accept and expend grant funding from Borderstar for Police Department personnel costs, fuel and equipment purchases. (subset of Local Border Security Program). (Interim Police Chief).
26. Consider a resolution authorizing the Mayor to enter into an Interlocal Agreement Between Kleberg County, Texas and the City of Kingsville, Texas for P25 Phase II Radio System Upgrade Project. (County approved 11/01/23). (City Manager).
27. Consider awarding bid to Dailey-Wells Communications for equipment and services for P25 Phase II Radio System Upgrades via HGAC purchasing cooperative, as per staff recommendation. (IT Director).
28. Consider introduction of an ordinance amending the Fiscal Year 2023-2024 Budget to appropriate funding for the Police Department P25 Phase 2 Radio System Upgrade. (IT Director).
29. Consider approving Change Orders #1 (GLO funds) and #1A (City funds) with Gerke Excavating, Inc. for GLO CDBG-MIT Project #3. (18" wastewater main replacement to 3MGD WWTP project). (City Engineer).
30. Consider introduction of an ordinance amending the Fiscal Year 2023-2024 budget to appropriate funding for a change order for the Wastewater Main Replacement Line (Project #3) included in the D218 GLO Grant. (Change Order#1A). (City Engineer).
31. Consider rejecting low bid due to errors and missing documentation and awarding bid for GLO CDBG-MIT Project #4 to second lowest bidder Gerke Excavating, Inc., as per recommendation of outside engineer. (for sanitary sewer improvements in alley between E. Johnston Ave. and E. Fordyce Ave.; Contract D218). (City Engineer).
32. Consider awarding bid for GLO CDBG-MIT Project #2 to lowest (lone) bidder Infrastructure Rehabilitation USA Inc. contingent on GLO approval by November 26, 2023, as per recommendation of outside engineer. (for manhole rehabilitation project; Contract D218). (City Engineer).
33. Consider awarding RFP #24-03 for archeological services to Johnson, Mirmiran and Thompson, Inc., as per staff recommendation. (GLO CDBG-MIT #22-085-009-D237-Project 7). (City Engineer).
34. Consider a resolution authorizing the Mayor to execute an Archeological Services Agreement between City of Kingsville, Texas and Johnson, Mirmiran and Thompson, Inc. for the Community Development Block Grant-Mitigation Contract Number 22-085-009-D237. (Project 7). (City Engineer).
35. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinance §15-4-3 and §15-4-4 of Chapter XV, Article 4, Flood Damage Prevention, providing for updated map dates and correction. (City Attorney/City Engineer).
36. Consider ordinance canvassing the election returns and declaring the results of the City of Kingsville's Special Election for Venue Tax conducted on November 7, 2023. (City Secretary).
37. Consider ordinance canvassing the election returns and declaring the results of the City of Kingsville's Special Election for Charter Amendment conducted on November 7, 2023. (City Secretary).

VII. Adjournment.

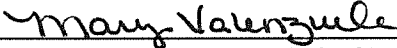
1. No person's comments shall exceed 5 minutes. Cannot be extended by Commission.
2. No person's comments shall exceed 5 minutes without permission of majority of Commission.
3. Comments are limited to 3 minutes per person. May be extended or permitted at other times in the meeting only with 5 affirmative Commission votes. The speaker must identify himself by name and address.
4. Items being considered by the Commission for action except citizen's comments to the Mayor and Commission, no comment at this point without 5 affirmative votes of the Commission.

NOTICE

This City of Kingsville and Commission Chambers are wheelchair accessible and accessible parking spaces are available. Requests for accommodation or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at 361/595-8002 or FAX 361/595-8024 or E-Mail mvalenzuela@cityofkingsville.com for further information. Braille Is Not Available. The City Commission reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code, Section 551-071 (Consultation with Attorney), 551-072 (Deliberations about Real Property), 551-073 (Deliberations about Gifts and Donations), 551-074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551-086 (Certain Public Power Utilities: Competitive Matters), and 551-087 (Economic Development).

I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the bulletin board at City Hall, City of Kingsville, 400 West King Avenue, Kingsville, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time:

November 9, 2023, at 4:30 P.M. and remained so posted continuously for at least 72 hours proceeding the scheduled time of said meeting.



 Mary Valenzuela, TRMC, City Secretary
 City of Kingsville, Texas

This public notice was removed from the official posting board at the Kingsville City Hall on the following date and time: _____

By: _____
 City Secretary's Office
 City of Kingsville, Texas